

AMENDED IN ASSEMBLY MAY 8, 2001

AMENDED IN SENATE APRIL 5, 2001

AMENDED IN SENATE FEBRUARY 15, 2001

AMENDED IN SENATE FEBRUARY 14, 2001

CALIFORNIA LEGISLATURE—2001–02 FIRST EXTRAORDINARY SESSION

**SENATE BILL**

**No. 33**

**Introduced by Senator Machado**

February 6, 2001

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An act relating to public utilities.

LEGISLATIVE COUNSEL'S DIGEST

SB 33, as amended, Machado. Gas corporation public utility: eminent domain.

Under existing law, various entities have the power to exercise eminent domain for separately designated purposes.

This bill, in addition, would authorize a gas corporation public utility, until June 1, 2002, to exercise the power of eminent domain for the purpose of competing with another entity in the offering of natural gas and ~~services related to natural gas~~ *related services*. The bill would prohibit the Public Utilities Commission from making a finding on a petition filed by a gas corporation for those purposes.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. (a) Notwithstanding Section 625 of the Public  
2 Utilities Code, from the effective date of this act to June 1, 2002,  
3 inclusive, a gas corporation public utility may exercise the power  
4 of eminent domain, including, but not limited to, any authority  
5 provided by Title 7 (commencing with Section 1230.010) of Part  
6 3 of the Code of Civil Procedure, to condemn any property for the  
7 purpose of competing with another entity in the offering of natural  
8 gas and ~~services related to natural gas~~ *related services*.  
9 (b) The Public Utilities Commission may not make a finding on  
10 a petition or complaint pending on the effective date of this act that  
11 was filed pursuant to Section 625 of the Public Utilities Code by  
12 a gas corporation public utility to condemn any property for the  
13 purpose of competing with another entity in the offering of natural  
14 gas and ~~services related to natural gas~~ *related services*. The Public  
15 Utilities Commission shall dismiss the petition or complaint.  
16 (c) This act shall become inoperative on June 1, 2002, and, as  
17 of January 1, 2003, is repealed, unless a later enacted statute that  
18 is enacted before January 1, 2003, deletes or extends the dates on  
19 which it becomes inoperative and is repealed.

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